

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Crl. Misc. Application No.S-291 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For orders on office objection.
- 2. For hearing of main case.

21.09.2026

Mr. Sarwan Bheel, advocate for the applicant.
Mr. Neel Parkash, Deputy Prosecutor General Sindh.
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Heard. Record perused.

The instant Criminal Miscellaneous Application has been filed against the order dated 29.08.2026 passed by the learned Ex-Officio Justice of Peace, Khipro, whereby the applicant’s request for transfer of investigation of FIR No.217/2026, registered at Police Station Khipro under Section 316 PPC, was declined.

Learned counsel for the applicant submits that certain material aspects of the case, particularly the Call Detail Record (CDR), relevant forensic material and swab/DNA reports, have not been properly examined during the investigation. Learned D.P.G. Sindh, however, submits that the SSP Sanghar has already constituted a Special Investigation Team under the supervision of Mr. Ali Mujtaba Dharajo, DSP/SDPO Khipro, for investigation of the subject FIR.

Since the competent police authority has already constituted a Special Investigation Team, the grievance regarding change of investigation substantially stands addressed. At this stage, therefore, no useful purpose would be served by issuing any further direction for transfer of investigation. However, having regard to the nature of the allegations and the material pointed out before this Court, it is necessary that the investigation is brought to its logical conclusion fairly, independently and without unnecessary delay.

Accordingly, the Special Investigation Team constituted by the SSP Sanghar is directed to conduct and conclude the investigation fairly, impartially and strictly in accordance with law, uninfluenced by the earlier opinion of any investigating officer or by any observation made in the impugned order or in these proceedings. The Team shall examine all relevant material available or lawfully obtainable, including the CDRs and the outstanding forensic/DNA reports, and shall afford due consideration to all material having a bearing on the case, whether it tends to implicate or exclude any person.

The investigation shall be completed, preferably, within one month from the date of receipt of this order, whereafter the appropriate report under Section 173 Cr.P.C. shall be submitted before the competent Court, strictly in accordance with law. The conclusion of the investigation shall be that of the investigating agency on the basis of the material collected, without being influenced by any observation contained herein. Section 173 requires investigation to be completed without unnecessary delay and the resulting police report to be forwarded to the competent Magistrate/Court, who shall pass an appropriate order in accordance with law within fifteen (15) days and submit a compliance report to this Court through MIT-II.

The SSP Sanghar shall supervise and ensure compliance with the above directions. The Special Investigation Team shall also maintain due transparency and fairness in the investigative process and shall not leave any relevant line of investigation unattended merely because an interim opinion/report has already been formed.

With the above directions, the instant Criminal Miscellaneous Application stands disposed of.

JUDGE

Faisal